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October 23, 2018

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Sheriff Eddy Rice
Okmulgee County Sheriff's Office
315 W. 8th, Suite 102
Okmulgee, OK 74447

RE: Officer Involved Shooting September 29, 2018,
OSBI Investigation 2018-1083

Dear Sheriff Rice:

I have reviewed all the materials provided to me on October 9, 2018 by the Oklahoma State Bureau of Investigation, which included the OSBI Prosecution Report as well as 3 discs in relation to the investigation of the officer involved shooting involving Ethan Mulkey of the Okmulgee County Sheriff's Office.

Based on my review of this information, it is my opinion that the officer involved shooting in this matter was justifiable pursuant to 21 O.S. § 732 (3). The facts submitted indicate the use of deadly force in this incident was required to prevent death and/or serious bodily injury to Deputy Mulkey. Therefore, based on this finding, this Office is declining to file any charges in this matter.

RESPECTFULLY,

Carol Iski
First Assistant District Attorney

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